

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MARCELLUS D. JONES
(PLAINTIFF)

4: CV 18-2357

FILED
WILLIAMSPORT

DEC 07 2018

PER
DEPUTY CLERK

VS.
JOHN WETZEL ET AL.
(DEFENDANT'S)

INITIAL COMPLAINT

I. JURISDICTION & VENUE

- 1) This is a civil action authorized by 42 U.S.C. §§ 1983, 1985, 1986 & 1997, to redress the deprivation/violation under color of state law rights secured by Constitution of these United States. The court has jurisdiction under 28 U.S.C. §§ 1331 & 1343 (a) (3). Plaintiff seeks declaratory relief pursuant to 28 U.S.C. §§ 2201 & 2202. The court has supplemental jurisdiction over the plaintiff's state law claims under 28 U.S.C. § 1367. Plaintiff's claims for injunctive relief are authorized under 28 U.S.C. §§ 2284 & 2285 and Rule # 65 of the Fed. R. Civ. P.
- 2) In the United States District Court for the Middle District is the appropriate venue under 28 U.S.C. § 1391 (b)(2) because it is where events giving rise to these claims occurred.

II.

PLAINTIFF

- 3) MARCELLUS D. "JONES" IS & WAS @ ALL TIMES MENTIONED HEREIN A PRISONER OF PENNSYLVANIA STATE IN THE CUSTODY OF THE PENNSYLVANIA DEPARTMENT OF CORRECTIONS.

III.

DEFENDANTS

- 4) DEFENDANT / TORT FEASOR: JOHN "WETZEL" IS & WAS @ ALL TIMES MENTIONED THE SECRETARY OF THE Pa D.O.C;
- 5) DEFENDANT / TORT FEASOR: SHIRLEY "SMEAL" IS & WAS THE EXECUTIVE SECRETARY OF THE Pa D.O.C;
- 6) DEFENDANT / TORT FEASOR: MICHAEL "WENIROWICZ" IS & WAS THE DEPUTY SECRETARY OF THE EASTERN REGION OF THE Pa D.O.C;
- 7) DEFENDANT TORT FEASOR: TORINA "VARNER" IS & WAS THE CHIEF GRIEVANCE OFFICER WITHIN THE Pa D.O.C;
- 8) DEFENDANT TORT FEASOR: JAMES "BARNACLE" IS & WAS THE DIRECTOR OF OFFICE OF SPECIAL INTERNAL INVESTIGATIONS "O.S.I.I";
- 9) DEFENDANT TORT FEASOR: JENNIFER "PAULING" IS & WAS AN ASSISTANT TO THE DEPUTY SECRETARY OF THE EASTERN REGION OF THE Pa D.O.C;
- 10) DEFENDANT TORT FEASOR: SCOTT "MILLER" IS & WAS AN ASSISTANT TO THE DEPUTY SECRETARY OF THE EASTERN REGION OF THE Pa D.O.C;

- 11) DEFENDANT/TORTFEASOR: "DELBILLO" (?), IS THE WARDEN/SUPERINTENDANT @ THE STATE CORRECTIONAL INSTITUTION @ MAHANNOY "S.C.I.-M" SHE IS RESPONSIBLE FOR THE MANAGEMENT, OVERSIGHT, OPERATION & ADMINISTRATION OF S.C.I.-M.
- 12) DEFENDANT/TORTFEASOR: JOHN "KRYSTES", WAS @ TIMES MENTIONED THE WARDEN/SUPERINTENDANT @ S.C.I.-M,
- 13) DEFENDANT/TORTFEASOR: JANE "HINMAN", IS & WAS THE ASSISTANT TO THE WARDEN/SUPERINTENDANT OF S.C.I.-M,
- 14) DEFENDANT/TORTFEASOR: HUGH "BEGGS", WAS @ TIMES MENTIONED THE DEPUTY SUPERINTENDANT OF FACILITY MANAGEMENT @ S.C.I.-M,
- 15) DEFENDANT/TORTFEASOR: MICHAEL "VUKSTA", IS & WAS @ TIMES MENTIONED THE DEPUTY SUPERINTENDANT OF CENTRALIZED SERVICES @ S.C.I.-M,
- 16) DEFENDANT/TORTFEASOR: JEANNE "MCKNIGHT", IS & WAS THE S.C.I.-M CORRECTIONAL PROGRAM MANAGER,
- 17) DEFENDANT/TORTFEASOR: MICHAEL "ZIMMERE", IS & WAS A LEVEL-5 (FIVE) CORRECTIONS OFFICER (MAJOR) @ S.C.I.-M,
- 18) DEFENDANT/TORTFEASOR: "GAVIN", IS & WAS A LEVEL-5 (FIVE) CORRECTIONS OFFICER (MAJOR) @ S.C.I.-M
- 19) DEFENDANT/TORTFEASOR: "CLARK", IS & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER (CAPTAIN) @ S.C.I.-M,

- 20) DEFENDANT TORTFEASOR: "Hoffman" is & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER (CAPTAIN) @ S.C.I.-M;
- 21) DEFENDANT TORTFEASOR: "EVAN" is & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER (CAPTAIN) @ S.C.I.-M;
- 22) DEFENDANT TORTFEASOR: "DUNKLE" is & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER (CAPTAIN) @ S.C.I.-M;
- 23) DEFENDANT TORTFEASOR: "LENCOVICH" is & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER (CAPTAIN) @ S.C.I.-M;
- 24) DEFENDANT TORTFEASOR: "Kmirchuk(?)" is & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER (CAPTAIN) @ S.C.I.-M;
- 25) DEFENDANT TORTFEASOR: "SORBER" is & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER (CAPTAIN) @ S.C.I.-M;
- 26) DEFENDANT TORTFEASOR: "PRESCABE" is & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER (CAPTAIN) @ S.C.I.-M;
- 27) DEFENDANT TORTFEASOR: "VACKEL" is & WAS A LEVEL-4 (FOUR) CORRECTIONS OFFICER (CAPTAIN) @ S.C.I.-M;
- 28) DEFENDANT TORTFEASOR: "JON DOE" is & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER (LIEUTENANT) @ S.C.I.-M HIS DUTY WAS &/OR IS TO ESCORT PRISONERS ON THE 10 PM - 6 AM SHIFT FROM THE RESTRICTED HOLDING UNIT "R.H.U." TO THE S.C.I.-M PROPERTY RECEIVING ROOM AREA FOR TRANSFERS OUT OF S.C.I.-M;

- 29) DEFENDANT/TORT FEASOR: "CHAPLIN" IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER (LIEUTENANT) @ S.C.I.-M,
- 30) DEFENDANT/TORT FEASOR: "PERKINS" (?) IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER (LIEUTENANT) @ S.C.I.-M,
- 31) DEFENDANT/TORT FEASOR: "WILSON" IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER (LIEUTENANT) @ S.C.I.-M,
- 32) DEFENDANT/TORT FEASOR: "WALL" IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER (LIEUTENANT) @ S.C.I.-M,
- 33) DEFENDANT/TORT FEASOR: "WIDNER" (?) IS & WAS A LEVEL-3 (THREE) CORRECTIONS OFFICER (LIEUTENANT) @ S.C.I.-M,
- 34) DEFENDANT/TORT FEASOR: "WILSON" IS & WAS A LEVEL-2 (TWO) CORRECTIONS OFFICER (SERGEANT) @ S.C.I.-M,
- 35) DEFENDANT/TORT FEASOR: "GORMLEY" IS & WAS A LEVEL-2 (TWO) CORRECTIONS OFFICER (SERGEANT) @ S.C.I.-M,
- 36) DEFENDANT/TORT FEASOR: "TORRES" IS & WAS A LEVEL-2 (TWO) CORRECTIONS OFFICER (SERGEANT) @ S.C.I.-M,
- 37) DEFENDANT/TORT FEASOR: JOSEPH "DUDLEY" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M,
- 38) DEFENDANT/TORT FEASOR: JAMES "MURPHY" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M,
- 39) DEFENDANT/TORT FEASOR: SEAN "PETERS" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M,

- 40) DEFENDANT TORTFEASOR: PAUL "PETERS" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;
- 41) DEFENDANT TORTFEASOR: DANIEL "BRZOWSKI" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;
- 42) DEFENDANT TORTFEASOR: ROGER "WALTERS" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;
- 43) DEFENDANT TORTFEASOR: BLAIR "DEBAUGH" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;
- 44) DEFENDANT TORTFEASOR: "MAUSTELLER" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;
- 45) DEFENDANT TORTFEASOR: "NAVARIL (?)" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;
- 46) DEFENDANT TORTFEASOR: "HORNING" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;
- 47) DEFENDANT TORTFEASOR: "PARKER" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;
- 48) DEFENDANT TORTFEASOR: "CRAWFORD" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;
- 49) DEFENDANT TORTFEASOR: "RAHUS" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (C.O.-1) @ S.C.I.-M;

- 50) Defendant Tort Feasor: "Lewy" is & was a Level-1 (one) Corrections Officer (C.O.-1) @ S.C.I.-M,
- 51) Defendant Tort Feasor: "Helfrich" is & was a Level-1 (one) Corrections Officer (C.O.-1) @ S.C.I.-M,
- 52) Defendant Tort Feasor: "Guenther" is & was a Level-1 (one) Corrections Officer (C.O.-1) @ S.C.I.-M,
- 53) Defendant Tort Feasor: "Gordon" is & was a Level-1 (one) Corrections Officer (C.O.-1) @ S.C.I.-M,
- 54) Defendant Tort Feasor: "Baker" is & was a Level-1 (one) Corrections Officer (C.O.-1) @ S.C.I.-M,
- 55) Defendant Tort Feasor: "McDonnell" is & was a Level-1 (one) Corrections Officer (C.O.-1) @ S.C.I.-M,
- 56) Defendant Tort Feasor: "Marschall" is & was a Nurse @ S.C.I.-M,
- 57) Defendant Tort Feasor: "Banks" is & was a Level-3 (three) Corrections Officer (Lieutenant) @ S.C.I.-M,
- 58) Defendant Tort Feasor: Kevin "Mains" is & was a Level-1 (one) Corrections Officer (C.O.-1) @ THE STATE CORRECTIONAL INSTITUTE @ FANCHVILLE "S.C.I.-FRA",
- 59) Defendant Tort Feasor: "Jon Doe-2" is & was a Level-1 (one) Corrections Officer (C.O.-1) @ S.C.I.-FRA,

- 60) DEFENDANT TORT FEASOR: "JON DOE-3" IS & WAS A LEVEL-1 (ONE) CORRECTIONS OFFICER (CO-1) @ S.C.I. - FRANK.
- 61) EACH DEFENDANT IS BEING SUED IN THEIR INDIVIDUAL & OFFICIAL CAPACITIES @ ALL TIMES MENTIONED IN THIS COMPLAINT @ ALL TIMES RELEVANT EACH DEFENDANT TORT FEASOR ACTED UNDER COLOR OF STATE LAW.

IV. COMPLAINT

- 62) MARCELLUS D. "JONES" HEREBY COMPLAINS AGAINST DEFENDANTS TORT FEASORS CAPTIONED ABOVE.

* * * * * NOTICE * * * * *

- 63) ALL DEFENDANTS TORT FEASORS MENTIONED FOREGOINGLY @ PARAGRAPHS #4-60 MEET ANY & ALL SET CRITERIA & DEFINITIONS OF TORT FEASORS / LOCAL AGENCIES IN ACCORDANCE WITH THE PENNSYLVANIA POLITICAL SUBDIVISION TORT CLAIMS ACT 42 Pa C.S.A § 8501 ET SEQ. MOREOVER THE DEFENDANTS ARE LIABLE UNDER PENNSYLVANIA RULES OF CIVIL PROCEDURE #1007.

MR. JONES ALERS AGAINST THE FOREGOINGLY MENTIONED DEFENDANTS TORT FEASORS THAT CLAIMS OF "WILLFUL MISCONDUCT" PURSUANT TO 42 Pa C.S.A § 8550 ARE BEING FILED AGAINST EACH DEFENDANT TORT FEASOR IN THEIR "INDIVIDUAL CAPACITIES" THRU-OUT THIS COMPLAINT AS A RESULT NONE OF THESE DEFENDANTS TORT FEASORS ARE ELIGIBLE TO RECEIVE ANY IMMUNITIES UNDER THE PENNSYLVANIA POLITICAL SUBDIVISION TORT CLAIMS ACT BECAUSE MR. JONES ASSERTS IN THIS COMPLAINT THAT EACH DEFENDANT TORT FEASOR WAS MOTIVATED BY ACTUAL MALICE & WILLFUL MISCONDUCT & THAT EACH TORT FEASOR'S ACTIONS WAS TAKEN IN ORDER TO BRING ABOUT THE RESULTS & INJURIES DESIRED BY TORT FEASORS (INTENTIONAL TORTS) & (CONVERSION TORTS) THAT FOLLOWED: SEE: 42 Pa C.S.A §§ 8645-8550 CORNELL COMPANIES VS. BUREAU OF NEW MORRAN 512 F SUPP 238 2007 US DIST. LEXIS 39646 & PALMER VS. BARTOSH 959 A2d 508.

b1)

MORE OVER MR. JONES ALSO ALLEGES THAT DURING THE INCIDENTS IN WHICH THE TORT FEASORS COMMITTED WILLFUL MISCONDUCT AGAINST MR. JONES EACH DEFENDANT/TORT FEASOR WAS ACTING OUTSIDE OF THE OFFICE OR DUTIES OF THE EMPLOYER WHILE PURSUING TO BE ACTING UNDER COLOR OF LAW & DEPARTMENT OF CORRECTIONS POLICY THEREFORE ANY LEGAL ASSISTANCE PROVIDED TO THESE TORT FEASORS BY THEIR RESPECTIVE EMPLOYING AGENCIES IS A STATUTORY VIOLATION UNDER THE PENNSYLVANIA POLITICAL SUBDIVISION TORT CLAIMS ACT @ 42 Pa C.S. § 8547 "ILLEGAL ASSISTANCE" MAY GIVE RISE TO FUTURE CLAIMS PUNISHABLE BY LAW.

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JUDICIAL NOTICE (EQUITABLE TOLLING)

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b1) IN ACCORDANCE WITH THE APPLICABLE CASE LAW ROSS VS. CARANO 72 Fed 284; STUBBS VS. SUPERINTENDENT OF INDIAN HOMELANDS 705 Fed 80 & PAYAN MAINTAINED 645 Fed 385 AS THESE CASES ESTABLISH STARE DECISIS REGARDING THE FACT OF MR. JONES' EXTRAORDINARY CIRCUMSTANCES WHERE HE IS BEING CONFINED UNDER CAMPAIGNS OF FRUSTRATION/RETALIATION/DISSUASION/TERROR WHEN HE TRIES(ED) TO BRING HIS COMPLAINT BEFORE THE COURT.

b1) MR. JONES NOW ASKS THE COURT TO AFFIRM THE DECISION INVOLVED IN THE ABOVE CASES WHERE AFFIRMED OR REVERSED MAY BE MET IN ORDER FOR TOLLING. THE FOLLOWING ARE THE FACTS: 1) THE 7-1-88 CASE MR. JONES' FILING REF. OF THE THE COURT OF JUDGES # 1113-CV-1130 & # 4916-CV-2580 SHOWS THE EXISTENCE OF THE FACTS AS MR. JONES. BY

2) EXTRAORDINARY CIRCUMSTANCES: AS STATED ABOVE THE SUFFRAGE THAT MR. JONES HAS & IS SUSCEPTED TO HAS QUALIFIED HIM FOR A GRANT OF EQUITABLE TOLLING IN THIS CASE WHEREAS THIS IS HIS FIRST OPPORTUNITY TO

* MR. JONES SUBMITTED ALL OF THE FACTS FOR CONSIDERATION IN THIS COMPLAINT PREVIOUSLY IN CASE # 2015-CV-1130

ACCESS THE COURTS FREELY REGARDING THE FACTS OF THIS COMPLAINT

V. BACKGROUND

- 67) CURRENTLY IN PLACE THRU-OUT THE ENTIRE Pa D.O.C - EVERY STATE CORRECTIONAL FACILITY - IS ADMINISTRATIVE DIRECTIVE DC ADM 815 AUTHORIZED &/OR APPROVED BY Pa D.O.C ADMINA JOHN WETZEL SHARLEY Smeal DORINA VARNER & MICHAEL WENEROWICZ.
- 68) ALTHOUGH THIS RULE - DC ADM 815 - STATES IN PERTINENT PART THAT 24 HOURS PRIOR TO LEAVING ONE PRISON FOR TEMPORARY TRANSFER TO ANOTHER PRISON TO APPEAR @ COURT PRISONERS ARE TO BE NOTIFIED & HAVE THEIR LEGAL & PERSONAL PROPERTY INVENTORIED IN THEIR PRESENCE & HAVE A DC-153 PROPERTY INVENTORY RECEIPT FILLED OUT & SIGNED BY THE PRISONER BEING TRANSFERRED. HOWEVER AS A DOUBLE TALK / FORK TONGUED TACTIC WETZEL MAKES THE ABOVE POLICY AVAILABLE ONLY TO GENERAL POPULATION PRISONERS WHILE THERE'S NO POLICY THAT GOVERNS PROCEDURES FOR PRISONERS WHO ARE HOUSED IN SOLITARY CONFINEMENT - WHICH MR. JONES IS - & ARE SCHEDULED.

FOR COURT

* * * * * NOTICE * * * * *

- 69) DUE TO THE ABOVE MENTIONED POLICY PRISONERS HAVE TO FEND FOR THEMSELVES WHEN THEIR SCHEDULED FOR COURT APPEARANCES
- 70) THEREFORE THRU BLINDED-EYES & GROSS / MALICIOUS DELIBERATE INDIFFERENCE WETZEL Smeal VARNER & WENEROWICZ HAVE ENABLED CONDONED AUTHORIZED SANCTIONED PRISON STAFF THRU-OUT THE Pa D.O.C TO VIOLATE PRISONERS CONSTITUTIONAL RIGHTS BY UNJUSTLY / ARBITRARILY DESTROYING STEALING OR OTHERWISE DEPRIVING PRISONERS OF THEIR LEGAL PERSONAL PROPERTY MR. JONES HAS FILED OVER 10 (TEN) NOTIFICATION LETTERS & 20 (TWENTY) Pa D.O.C. INTERNAL GRIEVANCES TO WETZEL, Smeal, KING / MILLER, VARNER & WENEROWICZ. THEREFORE THEY ALL WERE FULLY AWARE THAT MR. JONES WAS BEING ABUSED. YET, SAT IDLY BY DOING NOTHING TO STOP THE ABUSE HOWEVER IT WAS ONLY AFTER MR. JONES TOOK EXTREME MEASURES ON MAR. 28, 2016 WITHIN THE SCHUYLKILL COUNTY CRIMINAL COURTS THAT ANY ACTIONS WERE TAKEN.

* * * FACTS - SMEL * * *

71) ON NOV 11 2014 JONES & BUTTS MET FOR A MEETING WITH SMEL, KING, MILLER, WICKLEY, BEGG, VUKICH, MCKINLEY, DANNON, WILKINSON & BUTTS ALL MADE ROUNDSTAMPS IN THE R.H.U @ 5:01-AM DURING THIS TOUR BY P.D.O.C & 5:01-AM ADMIN. MR. JONES STONE TERRIBLY - FACE TO FACE - WITH SMEL & HE INFORMED / REPORTED / NOTIFIED HER IMMEDIATELY THAT 5:01-AM'S STAFF WAS SUBJECTING HIM TO A CAMPAIGN OF RETALIATION IN ORDER TO SABOTAGE / DESTROY HIS PROSECUTION LITIGATION EFFECTS.

72) AS SMEL - WHO WAS ACCOMPANIED BY BUTTS @ THIS TIME - STOOD @ MR. JONES' CELL DOOR MR. JONES GAVE SMEL 4 (FOUR) GRIEVANCE COMPLAINTS THAT HE FILED AGAINST THE 5:01-AM ADMIN'S STAFF FOR THEIR USAGE OF A CAMPAIGN OF RETALIATION. ALSO MR. JONES SHOWED SMEL UNSUBORN DECLARATIONS FROM PRISONER EYEWITNESSES AS WELL AS TELLING SMEL THE EXACT TIMES & DATES THAT RETALIATIONS & ABUSES WERE RECORDED ON 5:01-AM'S CCTV SYSTEM. NEITHER SMEL NOR ANY OF HER COLLEAGUES DID ANYTHING TO REMEDY MR. JONES COMPLAINTS. HOWEVER IMMEDIATELY UPON SMEL LEAVING BUTTS MADE A PEE-LIN STRAIGHT BACK TO MR. JONES' CELL & SAID "YOU'RE A LITTLE NIGGER SWITCH THATS WHY NO MATTER WHAT YOU CRY TO NO ONES GONNA STEP IN FROM DON WHAT I WANT TO YOU".

73) THIS EPISODE BETWEEN SMEL, BUTTS & MR. JONES OCCURRED JUST DAYS AFTER THE 5:01-AM PROGRAM REVIEW COMMITTEE "P.R.C" MEMBERS - I.E. BEGG, VUKICH, MCKINLEY & BUTTS DID A TOUR / ROUNDS IN THE R.H.U & BEGAN TO VOICE THEIR INTENTIONS TO CONTINUE TO RETALIATE AGAINST MR. JONES.

* * * VII. FACTS ROGER MAINS JONDOE-2 JONDOE-3 * * *

- 74) ON APR 10, 2015 AS MR. JONES WAS BEING STRIPPED SEARCHED BY TRANSPORTATION C.O.'S MAINS & JONDOE-2 MAINS TRIED TO TAKE MR. JONES ASTHMA INHALERS FROM HIM MR. JONES IMMEDIATELY ASKED TO SPEAK TO A LIEUTENANT LIEUTENANT WELWAIN ADDRESSED THE SITUATION & INFORMED MAINS THAT Pa.D.O.C POLICY ALLOWS PRISONERS TO CARRY THEIR ASTHMA INHALERS ON TRANSPORT VEHICLES WHEN BEING TRANSFERRED FROM ONE PRISON TO ANOTHER.
- 75) ONCE MR. JONES WAS COMPLETELY THOROUGHLY SEARCHED THEN FULLY SECURED IN HANDCUFFS BLACK-BOX A WAIST CHAIN & SHACKLES HE WAS SEATED IN THE TRANSPORT AS MAINS & JONDOE-2 DROVE THE VAN INTO THE SALLY PORT AREA WHERE THEIR WEAPONS WERE STORED AFTER MAINS & JONDOE-2 RETRIEVED THEIR WEAPONS MAINS POINTED HIS SHOTGUN @ MR. JONES MAINS STATED "YOU'LL BE THE LATEST CRYBABY - SWITCH I'VE SHOT WITH A SHOTGUN".
- 76) ON APR. 30, 2015, MR. JONES WAS ESCORTED TO THE S.C.O.-M PROPERTY ROOM AREA WITH 2 (TWO) BOXES OF PROPERTY TO BE TRANSFERRED WITH HIM FOR COURT NO S.C.O.-M STAFF INVENTORIED / RECORDED MR. JONES LEGAL PROPERTY IN ACCORDANCE WITH Pa.D.O.C POLICY BEFORE MR. JONES WAS TRANSFERRED TO ANOTHER PRISON FOR COURT.
- 77) WHEN MR. JONES ARRIVED IN THE S.C.O.-M PROPERTY AREA C.O.'S (ROGER) WATERS MAINS & JONDOE-3 DENIED MR. JONES' REPEATED REQUESTS TO HAVE HIS LEGAL PROPERTY INVENTORIED & RECORDED ON A DC-153 FORM MR. JONES WAS TOLD BY WATERS THAT "WE DON'T CARE HOW MANY LAWSUITS YOU FILE JUDGES AINT IN CONTROL WE ARE" & MAINS SAID "YOU'LL NEVER SEE ANY OF THIS SHIT AGAIN CAUSE WE'RE NOT INVENTORING NOTHING" & JONDOE-3 SAID "YOU CAN FILE WHATEVER SWITCH INFEWORK YOU WANT TO THERE'S NO CAMERAS HERE SO WHO'S GONNA BELIEVE YOU".

78) WHEN MR. JONES ARRIVED @ S.C.I.-SMITHFIELD HE IMMEDIATELY TOLD THE PROPERTY DEPARTMENT STAFF THAT HIS PROPERTY WAS MISSING @ THE S.C.I.-SMITHFIELD STAFF MADE NOTATIONS & SIGNED PROPERTY INVENTORY SLIP-100-90-152 60801-#770699 MR. JONES NEVER SAW HIS MISSING PETITIONS RESEARCH MATERIALS & OTHER DOCUMENTS AGAIN.

* * * VIII. FACTS - LENCOVICH, BUTTS, MARATIL DUDER, MURPHY & CRAWFORD * * *

79) ON APR. 23, 2015, AFTER BUTTS ORDERED C.O.'S MURPHY, CRAWFORD, MARATIL & DUDER TO GRAB MR. JONES' HAND IN THE FOOD LOT BUTTS BEGAN TO TWIST BEND & TR BREAK MR. JONES' HAND AFTER MR. JONES WAS PLACED IN THE MEDICAL TRINGE AREA FOR MEDICAL STAFF TO EXAMINE HIS HAND AFTER MR. JONES BEGAN TO YELL OUT IN PAIN WITH NO STAFF PRESENT - PER DUDER'S LENCOVICH, MARATIL, CRAWFORD, & MURPHY - DOING ANYTHING TO STOP HIM BUTTS ONLY RELEASED MR. JONES ONCE MR. JONES RESORTED TO EXTREME MEASURES BUTTS THEN EXITED THE B.I.U.'S MEDICAL EXAM ROOM THEN BUTTS & C.O.'S LENCOVICH ORDERED C.O.'S MARATIL, DUDER, FUSION & VALANTINE TO DESTROY MR. JONES' LEGAL & PERSONAL PROPERTY THAT REMAINED IN HIS CELL WHILE HE WAS IN THE MEDICAL EXAMINATION / TRINGE AREA.

* * * IX. FACTS - DUNKLE, CRAWFORD & BRAKUS * * *

80) ON JULY 3, 2014, MR. JONES WAS TOLD THAT HE WAS SCHEDULED TO BE TRANSFERRED FROM S.C.I.-M TO S.C.I.-SMITHFIELD FOR COURT BECAUSE OF THE ABRUPT SCHEDULED COURT TRANSPORTS MR. JONES HAD NO WAY TO GATHER / PACK-UP / PREPARE HIS LEGAL MATERIAL WHEN DEFENDANTS TORT FENSORS DUNKLE, CRAWFORD & BRAKUS TOLD HIM HE WAS LEAVING S.C.I.-M FOR A WRIT MR. JONES IMMEDIATELY BEGAN TO ASK FOR / INQUIRE ABOUT / REQUEST HIS LEGAL DOCUMENTS @ THIS POINT DUNKLE REPLIED "WE'RE NOT GETTING SHIT FOR YOU SO WHEN YOU GET TO COURT TELL IT TO THE JUDGE BECAUSE I DON'T GIVE A FUCK ABOUT YOUR COURT HEARING."

81) @ NO TIME WAS MR. JONES GIVEN ACCESS TO HIS PROPERTY & ON JUL 10, 2014 MR. JONES' SCHEDULED HEARING WAS POSTPONED / REFUSED DUE TO HIM NOT HAVING ACCESS TO THE NECESSARY LEGAL MATERIALS.

* * * X * * * FACTS - BUTTS BEGGS VUKSTA & MCKNIGHT * * *

82) ON NOV 10, 2014 MR. JONES WAS IN HIS CELL WHEN S.C.I.-M'S P.R.C - 10E' BUTTS, BEGGS, VUKSTA & MCKNIGHT - MADE THEIR TWICE WEEKLY TOUR OF THE HOUSING UNIT AS THEY STOOD @ HIS CELL THESE P.R.C MEMBERS REPEATEDLY INFORMED MR. JONES THAT THEY WOULD TAKE MEASURES TO SABOTAGE MR. JONES' ONGOING COURT CASES.

83) BEGGS SAID "WE'RE GONNA MAKE SURE THEY FRY YOU IN COURT";

84) VUKSTA SAID "ONCE WE'RE DONE WITH YOU YOU'RE GONNA GO DOWN LIKE THE GABLES DID";

85) MCKNIGHT SAID "WE'LL MAKE SURE THEY HANG YOU FOR KILLING THAT GUY & GUARANTEE YOU DON'T TAKE ANYMORE 1-RODS" &

86) BUTTS SAID "WE'RE INCHARGE HERE & NIGGER PRINCESS! LIKE YOU HAVE TO LEARN THE HARD WAY NO MATTER WHO YOU CRY TO WE'LL KEEP DOING WHATEVER WE WANT" -

* * * X * * * FACTS - VARNER DAMORE GUZENSKI HORNING YOUNG & LONG * * *

87) ON JUNE 25, 2015 AFTER FILING P.D.C INTERNAL GRIEVANCE # 548389 INSTEAD OF ADDRESSING MR. JONES' GRIEVANCE COMPLAINT BY ORDERING S.C.I.-M TO PROVIDE THE RELIEF MR. JONES REQUESTED C.H.F. GRACE OFFICER VARNER ENTERED INTO A CONSPIRACY WITH S.C.I.-M ADMINISTRATORS.

88) VARNER REMANDED GRIEV # 548389 TO HAVE S.C.I.-M'S MAJOR DAMORE ISSUE A PRE-APPROVED REMAND RESPONSE TO GRIEV. # 548389 THE DAMORE ORDERED C.O'S GUZENSKI, YOUNG, HORNING & LONG TO "RE-INVENTORY" MR. JONES' PROPERTY UNDER VARNER'S SCHEME & RECORD PROPERTY ITEMS ON PROPERTY INVENTORY RECEIPT # B-233161 THAT NEVER BELONGED TO MR. JONES.

89) ON JUNE 23, 2015 DAMAGE CAN BE SEEN ON S.C.I.-M'S CCTV FOOTAGE SHOWING MR. JONES A RESPONSE TO REMINDED CRIM. # 548359 THAT WAS ALREADY SIGNED / PRE-APPROVED BY WARNER ALLOWING THE S.C.I.-M ADMIN. TO REFUSE MR. JONES' REQUEST FOR RELIEF.

* * * FACTS - WENEROWICZ, BEGGS, BISCOE, VALENTINE, NAVARIL * * *
XIII MURPHY, POLASICH (2)

90) ON DEC. 22, 2015, LT. BISCOE & C.O'S SMITH, FLANNERY & MURPHY ESCORTED MR. JONES TO THE MEDICAL Triage ROOM FOR X-RAYS & WHILE MR. JONES WAS BEING X-RAYED BISCOE ORDERED C.O'S VALENTINE, PUGHON & CRAWFORD TO THROW MR. JONES' LEGAL DOCUMENTS WHEN MR. JONES RETURNED TO HIS CELL HE SAW A TRAIL OF LEGAL MAILINGS & OTHER ITEMS DISCARDED ON THE FLOOR OUTSIDE HIS CELL THESE EVENTS WERE RECORDED FOR POSTERITY ON AUDIO / VISUAL VIDEO CAMS

91) ON JAN. 8, 2016, MR. JONES' CELL WAS SEARCHED AGAIN BY TROMETER, NAVARIL & 3 (THREE) OTHER C.E.R.T TEAM MEMBERS ON HANDHELD AUDIO / VIDEO CAMERA. DURING THE PRESENCE OF SAID CAMERA THESE STAFF AGAIN THREW MR. JONES' EVIDENTIARY MATERIALS & PETITIONS INTO THE TRASH.

92) ON JAN. 14, 2016, MR. JONES LEFT S.C.I.-M TO APPEAR IN SHELBY KILL COUNTY COURT FOR A HEARING IMMEDIATELY UPON MR. JONES' EXIT FROM HIS CELL C.O'S POLASICH, VALENTINE & (TWO) OTHER S.C.I.-M STAFF CAN BE SEEN ON S.C.I.-M CCTV FOOTAGE ENTERING MR. JONES' CELL - YET AGAIN - UNDER DIRECT ORDERS FROM BEGGS WHEN MR. JONES RETURNED FROM SHELBY KILL COUNTY COURT ON JAN. 26, 2016 ALL OF HIS LEGAL FILINGS THAT WERE FILED UP TO THAT POINT - IN CASE # 43 CV 1700 - WERE STOLEN / DESTROYED & ON JAN. 28, 2016 WHEN HE MADE ROUNDS / TOURS THE HOUSING UNIT BEGGS TOLD CRED. FOR THE THEFT / DESTRUCTION OF MR. JONES' LEGAL / PERSONAL PROPERTY BEGGS TOLD MR. JONES THAT " I HAD MY GUYS GO IN THERE WHILE YOU WERE @ COURT & GET RID OF THAT BULLSHIT PAPERWORK YOU KEEP FILING".

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FACTUAL NOTICE

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93) ON JAN 8, 2016 @ 1:10-20 PM S.C.I-M CCTV FOOTAGE WILL SHOW DEFENDANT TORT FEASOR WENEROWICZ STANDING @ MR. JONES' CELL AS MR. JONES TOLD WENEROWICZ ABOUT THE ONGOING CAMPAIGNS OF RETALIATION & ABUSE & THE LEGAL / PERSONAL PROPERTY THEFT / DESTRUCTION THAT JUST OCCURRED A FEW MINUTES EARLIER WENEROWICZ REFUSED TO TAKE ANY ACTION TO STOP S.C.I-M'S ABUSE / RETALIATION'S AGAINST MR. JONES

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XIII. FACTS HINMAN, BUTTS, PARKER & HOFFMAN

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94) ON APR 13 2015 AFTER MR. JONES SUBMITTED DOCUMENTS TO BE COPIED ACCORDING TO THE ROUTINE S.C.I-M PROCEDURES C.O. PARKER CAN BE SEEN S.C.I-M CCTV FOOTAGE SIGNING & STAPLING A PADOC FORM # DC-138 A TO MR. JONES' LEGAL DOCUMENTS IN ORDER TO PAY THE COST FOR COPIES AFTER THE DC-138 "CASH SLIP" WAS SIGNED & ATTACHED TO MR. JONES' LEGAL DOCUMENTS S.C.I-M'S ASSISTANT SUPERINTENDANT HINMAN COLLECTED THESE DOCUMENTS FROM THE HOUSING UNIT'S MAIL BOX THEN SHE PLACED THEM IN THE UNSECURED MAIL BAG THAT SHE USES TO CARRY THE OUTGOING PRISONER MAIL FROM THE HOUSING UNIT'S MAIL BOXES.

95) AFTER HINMAN COLLECTED MR. JONES' LEGAL DOCUMENTS HINMAN EXITED THE H-BLOCK HOUSING UNIT THEN SHE CAN BE SEEN ON S.C.I-M CCTV FOOTAGE ALLOWING C.O.'S PARKER & HOFFMAN TO SEEK-OUT / SEARCH THRU / ZERO IN ON THE UNSECURED MAIL BAG SHE CARRIED & LETTING PARKER & HOFFMAN TARGET / STEAL / TAKE ON / DESTROY MR. JONES' LEGAL DOCUMENTS ONCE PARKER & HOFFMAN STOLE MR. JONES' LEGAL DOCUMENTS FROM HINMAN'S MAIL BAG PARKER & HOFFMAN CAN BE SEEN ON S.C.I-M CCTV FOOTAGE TAKING MR. JONES' LEGAL DOCUMENTS INTO BUTTS WHO WAS WAITING FOR THEM IN HIS OFFICE TO DISPOSE OF MR. JONES' LEGAL WORK.

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FACTUAL NOTICE

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96) THE LEGAL ITEMS THAT WERE STOLEN CONSISTED OF EYEWITNESS DECLARATIONS FROM LARRIS WILSON, SAMUEL JOHNSON, MICHAEL REEVES & DAVID BROWN AS WELL AS PETITIONS FOR PRISONER WITNESS, LAST DC-138 CASH SLIP FORMS / RECEIPTS & TRANSCRIPTS FROM A DEPOSITION HELD ON FEB. 26, 2013 - INTER ALIA - NONE OF THESE DOCUMENTS WERE EVER SEEN BY MR. JONES AGAIN AFTER THEY WERE TAKEN INTO BUTTS' OFFICE.

97) WHILE BEING HELD IN THIS TORTUROUS HOUSING UNIT MR. JONES WAS DENIED/DEPRIVED OF PROPER NUTRITION BY THESE SOC-M STAFF AS HE WAS GIVEN COLD MEALS EVERYDAY ALLDAY WHICH WERE 2(TWO) SLICES OF CHEESE 2(TWO) SLICES OF BREAD AN ORANGE IRONE) & A MILK & A PEANUT BUTTER & JELLY SANDWICH IN THE EVENING FOR MALICIOUS TORTUROUS ABUSE.

98) WHILE HOUSED IN THESE SPECIFIC TORTURE CELLS DEFENDANT TORT FEASORS: KERESTES, BEGGS, NUKSTA, MCKNIGHT, STEINHART, RAWN & WALTERS KEEP MULTIPLE ULTRA/EXTRA BRIGHT LIGHTS ON 24 HOURS A DAY 7 DAYS A WEEK WHICH IS UNIVERSALLY RECOGNIZED AS LIGHT BOARDING TORTURE MR. JONES WAS NEVER GIVEN ANY RELIEF FROM SUCH TORTURE WHILE CONFINED IN THESE CELLS.

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FACTS HESSE

99) ON MAY 22, 2014 MR. JONES SENT AN ABUNDANCE OF EYEWITNESS DECLARATIONS FALSIFIED Pa Doc forms & OTHER DOCUMENTARY EVIDENCE TO SOC-M LIBRARIAN HESSE TO HAVE THESE ITEMS COPIED AS EXHIBITS IN VARIOUS LEGAL MATTERS REGARDING MR. JONES THERE WERE 15(FIFTEEN) PAGES WHEN MR. JONES FILED HIS DOCUMENTS TO BE COPIED MR. JONES' DOCUMENTS NOR COPIES WERE EVER RETURNED HOWEVER HE RECEIVED A REPLY ADDED-ON TO THE REQUEST FORM THAT WAS ATTACHED TO DOCUMENTS HE NEEDED TO BE COPIED THRU-OUT THE REST OF THE MONTH OF MAY & THE ENTIRE MONTH OF JUNE MR. JONES TRIED TO AVAIL HIMSELF & HAVE HIS DOCUMENTS RETURNED ON MAY 31, 2014 HESSE REPLIED TO MR. JONES' REQUEST OF MAY 22, 2014 STATING THAT ALL OF MR. JONES' DOCUMENTS WERE ALREADY RETURNED TO HIM EVEN THOUGH MR. JONES WAS HOUSED @ SOC-M SMITH ON THE DATE THAT HESSE CLAIMS THE DOCUMENTS WERE "RETURNED" TO HIM MR. JONES CONTINUED TO COMPLAIN & FILE GRIEVANCES TO NO AVAIL.

* XV * FACTS - WETZEL; BARNACLE; Smeal; WENEROWICZ; VARNER; * * *
 VARNER; MILLER; CLARK; SORBER & MURPHY

100) MR. JONES FILED OVER 50 (FIFTY) P.D.O.C INTERNAL GRIEVANCES & OVER 20 (TWENTY) LETTERS COMPLAINTS / NOTICES OF ABUSE THREATS PHYSICAL ATTACKS BY S.C.I.-M STAFF: WETZEL, BARNACLE, VARNER, Smeal, WENEROWICZ, MILLER, KING, NOR S.C.I.-M STAFF: CLARK OR SORBER WOULD DO ANYTHING TO STOP THESE ABUSES & ON JUNE 20, 2015 MR. JONES WAS PUNCHED IN HIS FACE BY C.O. MURPHY WHEN HE ATTENDED EXERCISE YARD.

* XVI * FACTS - WETZEL; Smeal; BARNACLE; WENEROWICZ; VARNER; *
 KING; MILLER; DELBALSO; CLARK; SORBER; WALL; VALENTINE; ZENARSKI & PINKO

101) AFTER MR. JONES SENT OVER 50 (FIFTY) P.D.O.C INTERNAL GRIEVANCES & OVER 20 (TWENTY) LETTERS COMPLAINTS NOTICES OF ABUSE THREAT PHYSICAL ATTACKS BY S.C.I.-M STAFF: WETZEL, Smeal, BARNACLE, WENEROWICZ, VARNER, KING, MILLER, DELBALSO, CLARK & SORBER ALLOWED: WALL, VALENTINE, PINKO & ZENARSKI TO ATTACK MR. JONES ON JAN. 26, 2016 AS HE RETURNED FROM SCHUYLKILL COUNTY COURT.

* XVII * FACTS - KERESTES; BEGGS; VUKSTA; MCKNIGHT; AHNER; STEINHART; RAWN; * *
 & WALTERS

102) ON VARIOUS DATES INCLUDING BUT NOT LIMITED TO MAR 3 2014 - TO - MAR 14 2014 JAN 16 2015 - UNTIL - JAN 24 2015 & FEB 4 2015 - UNTIL - FEB 20 2015 ON THESE DATES - INTER ALIA MR. JONES WAS CONFINED IN THE SECLUDED ISOLATED AREA OF S.C.I.-M BY PSYCHOLOGY DEPARTMENT STAFF: WALTERS; RAWN & AHNER.

WHILE HOUSED IN THIS TORTOROUS HOUSING AREA MR. JONES WAS SUBJECTED TO FREEZING BLIZZARD CONDITIONS WHERE HE HAD ONLY A SMOCK & BLANKET NOTHING ELSE TO FEND OFF THE COLD BELOW-ZERO TEMPERATURES WITH A RAGING SNOW STORM / BLIZZARD OUTSIDE & THE HOUSING UNITS HEATING SYSTEM BLOWING COLD AIR INTO THE CELL AS WELL KERESTES BEGGS VUKSTA RAWN AHNER MCKNIGHT STEINHART & WALTERS WERE ALL AWARE OF THESE CONDITIONS YET DID NOTHING TO FIX THIS PROBLEM.

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XVIII

FACTS - DEFIBAUGH

103) ON DATES INCLUDING BUT NOT LIMITED TO THE FOLLOWING: 1.11.16, 1.12.16, 1.27.16, 1.28.16, 1.29.16, 1.30.16, 1.31.16, 2.1.16, 2.6.16 & 2.8.16

ON THE DATES MENTIONED FOREGOINGLY DEFENDANT/TORTFEASOR DEFIBAUGH EITHER
 1) PHYSICALLY ATTACKED; 2) REFUSED MEALS - 1.11.16, 1.13.16, 1.10.16, 1.28.16, 1.29.16, 1.30.16 & 1.31.16, 2.1.16 & 2.6.16 & 3) SEXUALLY ABUSED MR. JONES &
 EVEN AFTER HIS NUMEROUS COMPLAINTS / NOTIFICATION / EXHAUSTION DEFIBAUGH WAS
 GIVEN FREE REIN TO WAGE A CAMPAIGN OF ABUSE / TORTURE AGAINST MR. JONES

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JUDICIAL NOTICE * * *

104) DEFENDANT/TORTFEASOR DEFIBAUGH WAS PART OF A GROUP OF S.O.C. - MHA S. 41
 WHO HAD MR. JONES BRIBED BY FALSE CRIMINAL CHARGES IN SCHUYLKILL COUNTY
 COURT WHICH MR. JONES WAS FULLY ACQUITTED OF IN JULY 2016.

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FACTS - DUDEN

105) IN FEB. 2015, S.O.C. - M'S CCTV FOOTAGE WILL SHOW DEFENDANT/TORTFEASOR
 DUDEN KICK & BANG ON MR. JONES' CELL DOOR AS HE WAS SLEEPING THIS INCIDENT
 HAPPENED ON: FEB. 20 2015 THAT ON: FEB. 22 2015 S.O.C. - M'S CCTV FOOTAGE WILL
 SHOW DUDEN THROW ANOTHER PRISONER'S BOOTS @ KICK INTO MR. JONES' CELL DOOR AS
 DUDEN YELLED "WHAT ARE YOU GOING TO DO ABOUT IT, SWITCH, IN YOUR LETTERS TO CENTRAL
 OFFICE WE'LL GO HEAD EVERYONE WHO I GIVE YOU A REASON TO FILE A LAWSUIT"

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JUDICIAL NOTICE

106) AFTER MR. JONES COMPLAINED & FILED PAD.D.C. INTERNAL GRIEVANCE / NOTIFICATION
 DUDEN ON FEB. 22, 2015 "BURNT" IDENTIFIED FOOD TO MR. JONES THEN DUDEN HAD
 THE STATE POLICE FALSELY ARREST MR. JONES ON MAR. 8, 2015.

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XXII LEGAL CLAIMS

MR. JONES RE-ALLEGES

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XXII FACTS - BANKS; PETERS-1; PETERS-2; DEFIBAUGH; MARSCAVAGE
& BRZOWSKI

107) ON JUNE 30 2014 AFTER MR. JONES FILED NOTIFICATIONS/COMPLAINTS AGAINST THE
S.O.C. 1-M STAFF DEFENDANTS TORT FEASORS: BANKS PETERS-1 PETERS-2 DEFIBAUGH &
BRZOWSKI ESCORTED MR. JONES FROM ONE CELL TO ANOTHER WITH HIS HANDS
CUFFED BEHIND HIS BACK A "LEASH" ATTACHED TO THE HANDCUFFS SHACKLES ON HIS
FEET & BANKS, PETERS-1, PETERS-2, DEFIBAUGH & BRZOWSKI HAD TASERS ON MR. JONES.
AS HE WALKED THEY ALSO HAD SHOCK SHIELD, NIGHT STICKS, PEPPER GAS CANISTERS, &
HELMETS & FULL "RIOT GEAR" & AS HE WAS BEING ESCORTED MR. JONES
VERBALLY STATED HIS GRIEVANCES TO BE RECORDED.

108) ONCE MR. JONES WAS IN ANOTHER CELL: BANKS, PETERS-1, PETERS-2, DEFIBAUGH &
BRZOWSKI TOOK EVERYTHING OUT OF THE CELL STRIPPED MR. JONES NAKED CUFFED HIS
HANDS TO A BELT & SHACKLED HIS FEET AS BANKS PETERS-1 PETERS-2 DEFIBAUGH &
BRZOWSKI WERE PUTTING A BELT & HANDCUFFS ON HIM THEY BEGAN TO CHOKE KNEE
PUNCH & ELBOW MR. JONES FOR VOICING HIS COMPLAINTS AGAINST THEM
THEY TO COVER-UP THEIR ATTACK NURSE MARSCAVAGE(?) ENTERED INTO AGREEMENT
WITH THEM TO FALSIFY MR. JONES' MEDICAL RECORDS & HIDE MR. JONES' INJURIES.

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JUDICIAL NOTICE * * *

109) ON OCT. 2, 2014 DEFENDANTS \ TORT FEASORS: BANKS, PETERS-1, PETERS-2, DEFIBAUGH &
BRZOWSKI & MARSCAVAGE (?) HAD FALSE/FRAUDULENT CHARGES FILED WITH THE
PENNSYLVANIA STATE POLICE AGAINST MR. JONES

& ON JULY 16, 2016 MR. JONES WAS FULLY ACQUITTED OF ALL CHARGES BY THE
SCHUYLKILL COUNTY COURT.

(10) ON NOV. 29, 2015 5:01-m ~~CCTV FOOTAGE~~ (2 10:20 AM) WILL THAT AFTER HE
DENIED JONES A SHOWER DURING/ AFTER HIS MINISTRIES AND BE SPAN
ON NOV 29, 2015 REPEATEDLY TOLD JONES, DURING & DURING JONES MINISTRIES
TOLD HIM "THAT'S RIGHT I'VE WANT YOUR GUNS OR I'D COME IN THAT CELLAR
WITH YOUR BATTLE-WEARING SHIRTING AND" & "YOU WANTED A SHOWER
WILL GO AND SHOWER, YOU'VE GET SHOWERS ON MY WATCH".

iii) At 12.15 PM on 11/11/91, 5 (1) - 10 (10) minutes passed. Defendant/10/11/91
Fingered Gavin & Butts "MADE ROUNDS" on the housing unit @ this time
Saw on CCTV FOOTAGE that Peter Shaw Gavin & Butts @ Jones' cell door as
Jones told them that man there. Jones had a shower & was continuously
making threats against him. Gavin & Butts told him they would "take care of
once Gavin & Butts make man there immediately see him to Jones
Gavin & Butts to KICK him Jones' door as he yelled "how do want I do
to see Jones' cell" & "you should have learn not to be a switch like Jones"

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MR. JONES RE-ALLEGES & INCORPORATES PARAGRAPHS #4-112

112) CLASS OF ONE \equiv WITH THE DEFENDANTS/PORTFOLDERS MENTIONED, FORMING
A GROUP OF ONE \equiv 4-112 KNEW THAT THEIR ACTIONS WOULD HAVE
TO BE A MAJOR LEGAL RAMIFICATION WHEN THESE DEFENDANTS/PORTFOLDERS
WENT TO COURT TO BE TRIED IN A WAY WORSE THAN OTHER PERSONS LESS
DESERVING TO BE TRIED TO JONES.

- 113) CONSPIRACY - WHEREAS THE DEFENDANTS TORT FEASORS MENTIONED THRU-OUT PARAGRAPHS # 4-112 KNEW THAT THEIR ACTIONS WOULD AMOUNT TO &/OR HAVE LEGAL RAMIFICATIONS WHEN THESE DEFENDANTS TORT FEASORS ENTERED INTO AGREEMENTS WHICH CAUSED MR. JONES TO SUFFER 1ST, 5TH, 6TH, 8TH & 14TH AMENDMENT VIOLATIONS;
- 114) FAILURE TO INTERVENE - WHEREAS THE DEFENDANTS TORT FEASOR MENTIONED THRU-OUT PARAGRAPHS # 4-112 KNEW THAT THEIR ACTIONS WOULD HAVE &/OR AMOUNT TO LEGAL RAMIFICATIONS WHEN THESE DEFENDANTS TORT FEASORS FAILED TO STOP VIOLATIONS OF JONES' 1ST, 5TH, 6TH, 8TH & 14TH AMENDMENT RIGHTS;
- 115) RETALIATION - WHEREAS THE DEFENDANTS TORT FEASORS MENTIONED THRU-OUT PARAGRAPH # 4-112 KNEW THAT THEIR ACTIONS WOULD AMOUNT TO &/OR HAVE LEGAL RAMIFICATIONS WHEN THESE DEFENDANTS TORT FEASORS USED ILLEGAL BASIS TO TAKE ACTION AGAINST MR. JONES;
- 116) CRUEL & UNUSUAL PUNISHMENT - WHEREAS THE DEFENDANTS TORT FEASORS MENTIONED THRU-OUT PARAGRAPHS # 4-112 KNEW THAT THEIR ACTIONS WOULD AMOUNT TO &/OR HAVE LEGAL RAMIFICATIONS WHEN THEY SUBJECTED MR. JONES TO DELIBERATE INDIFFERENCE MALICIOUS INHUMANE TREATMENT;
- 117) DENIAL OF ACCESS TO COURT - WHEREAS THE DEFENDANTS TORT FEASORS MENTIONED THRU-OUT PARAGRAPHS # 4-112 KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS CONSEQUENCES WHEN THESE DEFENDANTS TORT FEASORS SUBJECTED JONES TO MALICIOUS ABUSES AS WELL AS PREVENTING HIS PETITIONS FROM BEING CONSIDERED BY THE COURTS;

- 118) VIOLATION OF DUE PROCESS - WHEREAS THE DEFENDANTS/TORTFEASORS MENTIONED THRU-OUT PARAGRAPHS #S 4 - 112 KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL/CONSEQUENCES/RAMIFICATIONS WHEN SUBJECTED JONES TO DENIAL OF HIS RIGHTS TO DUE PROCESS OF LAW;
- 119) PA STATE LAW DEFAMATION - WHEREAS THE DEFENDANTS/TORTFEASORS MENTIONED THRU-OUT PARAGRAPHS #S 4 - 112 KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES WHEN THEY SUBJECTED JONES TO DEFAMING/SLANDEROUS STATEMENTS WITHIN THE COMMONWEALTH COURTS;
- 120) PA STATE LAW INTENTIONAL & CONVENTIONAL TORTS - WHEREAS THE DEFENDANTS/TORTFEASORS MENTIONED THRU-OUT PARAGRAPHS #S 4 - 112 KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES WHEN THEY VIOLATED JONES' STATE LAW RIGHTS PER 42 PA.C.S. § 8545 - 8550;
- 121) PA STATE LAW PECULIAR RISK & SUPERIOR KNOWLEDGE TORTS - WHEREAS THE DEFENDANTS/TORTFEASORS MENTIONED THRU-OUT PARAGRAPHS #S 4 - 112 KNEW THAT THEIR ACTS & OMISSIONS WOULD HAVE LEGAL RAMIFICATIONS/CONSEQUENCES WHEN THEY HAD ACTUAL KNOWLEDGE OF UNNECESSARY RISKS TO JONES YET DID NOTHING TO ALLEVIATE SAID RISKS;
- 122) MR. JONES HAS NO ADEQUATE OR COMPLETE REMEDY @ LAW TO REDRESS THE WRONGS DESCRIBED HEREIN. JONES HAS BEEN & WILL CONTINUE TO BE UNREASONABLY INJURED BY THE CONDUCT OF THE DEFENDANTS UNLESS THIS COURT GRANTS THE DECLARATORY & INJUNCTIVE RELIEF WHICH MR. JONES SEEKS.

* * * * *
 PRAYER FOR RELIEF * * * * *

- 123) WHEREFORE MR. JONES RESPECTFULLY REQUESTS PRAYS THAT THIS COURT ENTERS JUDGMENT GRANTING HIM:
- 124) A DECLARATION THAT THE ACTS & OMISSIONS DESCRIBED HEREIN VIOLATED HIS RIGHTS UNDER THE CONSTITUTION & LAWS OF THESE UNITED STATES
- 125) A DECLARATION THAT THE ACTIONS & OMISSIONS DESCRIBED HEREIN VIOLATED JONES' RIGHTS UNDER PENNSYLVANIA STATE LAWS
- 126) A PRELIMINARY & PERMANENT INJUNCTION & DECLARATION ORDERING DEFENDANTS TORT FEASORS WETZEL TO GIVE JONES UNOBSTRUCTED ACCESS TO HIS LEGAL PROPERTY BY HAVING SAID PROPERTY STORED ON AN "INSPIRE TABLET" TO HAVE ELECTRONIC SPEEDY ACCESS TO COURTS IN THIS CASE
- 127) COMPENSATORY DAMAGES IN THE AMOUNT OF \$500,000.00 AGAINST EACH DEFENDANT JOINTLY & SEVERALLY
- 128) PUNITIVE DAMAGES IN THE AMOUNT OF \$95,000.00 AGAINST EACH DEFENDANT
- 129) A JURY TRIAL ON ALL ISSUES TRIABLE BY JURY
- 130) JONES' COST IN THIS SUIT
- 131) ANY ADDITIONAL RELIEF THIS COURT DEEMS JUST PROPER & EQUITABLE

DATED: NOV. 26, 2018

RESPECTFULLY SUBMITTED
 MARCELLUS D. JONES
 #HR2421 SOC-1-SMITHFIELD
 1120 PIKE ST
 HUNTINGDON PA 16652

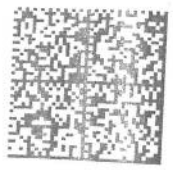
VERIFICATION

I HAVE READ THE FOREGOING COMPLAINT & DO HEREBY VERIFY THAT THE MATTERS ALLEGED THEREIN ARE TRUE EXCEPT AS TO MATTERS ALLEGED ON INFORMATION & BELIEF & AS TO THOSE I BELIEVE THEM TO BE TRUE & CORRECT

S. MARCELLUS

MARCILLUS D. JONES
RR 2421 S.C. 1 - SMITHFIELD
BOX 999 1120 PIKE ST.
HUNTINGDON PA 16652

INMATE MAIL
PA DEPARTMENT
OF CORRECTIONS



CLERK OF COURTS PETER WELSH
U.S. COURT HOUSE
240 W. THIRD ST
WILLIAMSPORT PA 17701-6460



1000 TRACKING #

PRIORITY

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